

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MICHIGAN**

Kevin Minley, #203987

Plaintiff,

v.

Pierce, et al.

Defendants.

Case No: 2:19-cv-00153

District Judge: Paul L. Maloney

Magistrate Judge: Maarten Vermaat

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MICHIGAN STATE UNIVERSITY COLLEGE OF LAW

Daniel Manville (P39731)

Attorney for Plaintiff

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CHAPMAN LAW GROUP

Wedad Suleiman (P81970)

Attorney for Defendant Corizon Health, Inc.;

Keith Papendick, M.D.; and Patricia Schmidt, D.O.

1441 West Long Lake Rd., Suite 310

Troy, MI 48098

(248) 644-6326

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**EXHIBIT D TO DEFENDANTS CORIZON HEALTH, INC., KEITH PAPENDICK,  
M.D., AND PATRICIA SCHMIDT, D.O.'S MOTION FOR SUMMARY JUDGMENT**

**From:** [Schmidt, Patricia \(MDOC\)](#)  
**To:** [Pierce, Carolyn \(MDOC\)](#)  
**Subject:** RE: Appeal for Minley 203987  
**Date:** Monday, July 30, 2018 3:48:32 PM

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I will do the best of my ability to request appeal and see if it goes through

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**From:** Pierce, Carolyn (MDOC)  
**Sent:** Monday, July 30, 2018 1:34 PM  
**To:** Schmidt, Patricia (MDOC)  
**Cc:** Pierce, Carolyn (MDOC)  
**Subject:** FW: Appeal for Minley 203987

Dr. Schmidt,

Attached are the last couple of visits with Grand Traverse Ophthalmology Clinic. F/U 407 was ATP'd. Dr. McManus clearly states that he feels the cortical cataract is interfering with the outcome of field testing. As stated in the body of the most recent 407 submitted "cortical cataract on right is making it more difficult to get accurate field in management of POAG OD. Dr. McManus is a glaucoma specialist. States that patient is good candidate for phaco/MIGS. Hopefully, you are able to get this through. Let me know.

Thank you!

Carolyn Pierce, O.D.

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**From:** Haapala, Heather K. (MDOC)  
**Sent:** Monday, July 30, 2018 1:28 PM  
**To:** Pierce, Carolyn (MDOC)  
**Subject:** Minley

Here you go!

Heather Haapala, RHIA  
Chippewa Correctional Facility  
906-495-2275 x1112172726

**From:** [Pierce, Carolyn \(MDOC\)](#)  
**To:** [Schmidt, Patricia \(MDOC\)](#)  
**Cc:** [Pierce, Carolyn \(MDOC\)](#)  
**Subject:** FW: Appeal for Minley 203987  
**Date:** Monday, July 30, 2018 1:34:10 PM  
**Attachments:** [SCAN3034.pdf](#)

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**From:** [Schmidt, Patricia \(MDOC\)](#)  
**To:** [Pierce, Carolyn \(MDOC\)](#)  
**Subject:** RE: Appeal for Minley 203987  
**Date:** Thursday, August 2, 2018 9:08:25 AM

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Dr Pierce,

I can truly appreciate the concern present, and yet in reviewing your alternate treatment plan for medical necessity the driving for for cataract surgery is BCBVA and in all notes this value is 20/20, until there is more significant change on exam, and readings, the criteria for surgery at this time is not met. If I send for appeal, I will just be sending the same things you sent and the review committee will decline the appeal and up hold the ATP.

Please continue to monitor as you are already doing at this time.

Thanks much.

Patricia Schmidt, DO

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**Cc:** Pierce, Carolyn (MDOC)  
**Subject:** FW: Appeal for Minley 203987

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